

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

FRANCISCO J. ZAMORA,

Plaintiff,

v.d

PROPAK LOGISTICS, LLC,

Defendant.

Case No. 2:23-cv-2534-DJC-JDP

ORDER TO SHOW CAUSE

On July 11, 2025, defendant filed a motion to dismiss this case for plaintiff's failure to prosecute. ECF No. 34. To date, plaintiff has not responded to defendant's motion.

Under the court's local rules, a responding party is required to file an opposition or statement of non-opposition to a motion no later than fourteen days after the date it was filed. E.D. Cal. L.R. 230(c). To manage its docket effectively, the court requires litigants to meet certain deadlines. The court may impose sanctions, including dismissing a case, for failure to comply with its orders or local rules. *See* Fed. R. Civ. P. 41(b); E.D. Cal. L.R. 110; *Hells Canyon Pres. Council v. U.S. Forest Serv.*, 403 F.3d 683, 689 (9th Cir. 2005); *Carey v. King*, 856 F.2d 1439, 1440-41 (9th Cir. 1988). Involuntary dismissal is a harsh penalty, but a district court has a duty to administer justice expeditiously and avoid needless burden for the parties. *See* *Pagtalunan v. Galaza*, 291 F.3d 639, 642 (9th Cir. 2002); Fed. R. Civ. P. 1.

1 The court will give plaintiff the opportunity to explain why sanctions should not be
2 imposed for failure to file an opposition or statement of non-opposition to defendant's motion.
3 Plaintiff's failure to respond to this order will constitute a failure to comply with a court order and
4 will result in dismissal of this action.

5 Accordingly, it is hereby ORDERED that:

6 1. The August 21, 2025 hearing on defendant's motion is continued to September 25,
7 2025, at 10:00 a.m., in Courtroom No. 9.

8 2. By no later than September 4, 2025, plaintiff shall file an opposition or statement of
9 non-opposition to defendant's motion.

10 3. Plaintiff shall show cause, by no later than September 4, 2025, why sanctions should
11 not be imposed for failure to timely file an opposition or statement of non-opposition to
12 defendant's motion.

13 4. Defendant may file a reply to plaintiff's opposition, if any, no later than September 18,
14 2025.

15 IT IS SO ORDERED.

16
17 Dated: August 18, 2025


18 _____
19 JEREMY D. PETERSON
20 UNITED STATES MAGISTRATE JUDGE

21
22
23
24
25
26
27
28